

REMARKS

Favorable reconsideration of this application, in light of the following discussion and in view of the present amendment, is respectfully requested.

Claims 1, 4, 7, and 10-11 have been amended. Claims 1-11 are pending and under consideration.

I. Claim Rejections

Claims 1-10 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 3, 6 and 9 of US Patent 6,339,458 to Ohkawa.

The claims of the present application provide an emission face with a plurality of light scattering elements distributed according to a predetermined pattern such that a covering density of said light scattering elements is greater at either end of said incidence end face than at any other point therebetween. Specifically, the Examiner's attention is drawn to Fig. 3a of the present application and page 9 of the specification, where it is disclosed that light scattering elements 14 are distributed at a relatively large density in corner positions corresponding to electrodes 7A and 7B of the fluorescent lamp 7 and in tapering areas extending therefrom. In this manner, the claims of the present invention provide improved brightness distribution. In contrast, the claims of Ohkawa refer only to a covering density that decreases according to a distance from an incidence face. Ohkawa makes no mention of increasing the covering density of light scattering elements at respective ends of the incidence face. Therefore, Ohkawa does not disclose that a covering density of light scattering elements is greater at either end of said incidence end face than at any other point therebetween, as is provided by the claims of the present invention. Accordingly, the claims of the present application are non-obvious in view of the claims of Ohkawa.

Because the claims of the present application and/or the claims of Ohkawa are non-obvious, the obviousness-type double patenting rejection should be withdrawn.

CONCLUSION

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

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If there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

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By: 
Aaron C. Walker
Registration No. 59,921

1201 New York Ave, N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501